

**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

Docket No.  
**44342.011500**

O I P E  
In Re Application Of: Tohru FUSHIKI et al.

MAY 10 2001

ES53

PATENT & TRADEMARK OFFICE

Serial No.  
**09/367,481**

Filing Date  
**August 13, 1999**

Examiner  
**S. Coe**

Group Art Unit  
**1651**

Invention: **ATHLETIC ENDURANCE INCREASING AGENT**

**TO THE ASSISTANT COMMISSIONER FOR PATENTS:**

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

**Statement Under 37 CFR 1.97(e)(1)**

- Each item of information contained in the accompanying information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

**Statement Under 37 CFR 1.97(e)(2)**

- No item of information contained in the accompanying information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement.

*Signature*

Dated: **May 10, 2001**

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